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February 4, 2004

Date

Mark Bourgeois

Typed or Printed Name of Person Mailing Paper or Fee



Signature

2/02/2004

Date of Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

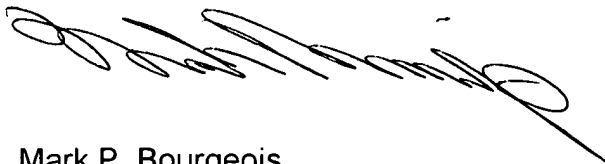
In RE:

Serial no.: 10/700,064  
Conf. No.: 6520  
Filing date: 10/31/2003  
For: Dahlia Montana  
Inventor: Van Haaster  
Atty. Docket no.: FG5  
Group Art Unit: 1661

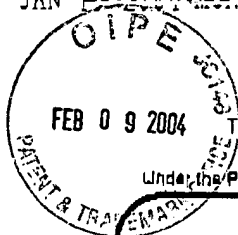
### Submission of Declaration

Enclosed is a signed declaration by the inventor. The present application is now believed to be in condition for examination.

Respectfully submitted,



Mark P. Bourgeois  
Reg. No. 37,782



FEB 09 2004

Type a plus sign (+) inside this box → ☐

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PTO/SB/03 (03-01)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**PLANT PATENT  
APPLICATION (35 U.S.C. 161)  
DECLARATION  
(37 CFR 1.63)**☐ Declaration  
Submitted  
with Initial  
Filing

OR

☒ Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number

FG5

First Named Inventor

Van Haaster

**COMPLETE IF KNOWN**

Application Number

10 / 700,064

Filing Date

October 31, 2003

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the new and distinct variety of:

Dahlia

plant named: Montana

which is claimed and for which a plant patent is sought, the specification of which



is attached hereto OR



was filed on (MM/DD/YYYY)

10/31/2003

as United States

Application Number 10/700,064

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claim, as amended by any amendment specifically referred to above.

I have asexually reproduced the plant to which this application applies.



Said plant was found in a cultivated area (check this box for newly found plant only)

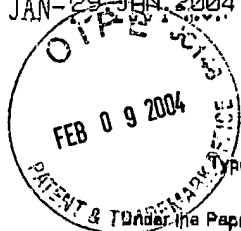
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT international filing date of the continuation-in-part.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Check Only if Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Type a plus sign (+) inside this box → ☒

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PTO/SB/03 (03-01)

Approved for use through 10/31/2002. OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE**DECLARATION – Plant Patent Application**

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number or Bar Code Label <b>26841</b>				OR <input type="checkbox"/> Correspondence address below	
Name					
Address					
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
NAME OF SOLE OR FIRST INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Johanna G.H.		Family Name or Surname Van Haaster	
Inventor's Signature <i>J.H. Van Haaster</i>				Date 26-1-2004	
Residence: City Hillegom		State		Country Netherlands	
				Citizenship Netherlands	
Mailing Address P.O. Box 26					
Mailing Address 2678 ZG					
City De Lier		State		Zip	
				Country Netherlands	
NAME OF SECOND INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Family Name or Surname			
Inventor's Signature				Date	
Residence: City		State		Country	
				Citizenship	
Mailing Address					
Mailing Address					
City		State		Zip	
				Country	
<input type="checkbox"/> Additional inventors are being named in the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					